

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LARRY WAYNE GARRIS	:	CIVIL ACTION
v.	:	
DONALD T. VAUGHN, et al.	:	NO. 02-3794

ORDER

AND NOW, this day of 2002, it appearing
that petitioner has filed the above-captioned civil action, which seeks Habeas Corpus
relief in this court pursuant to 28 U.S.C. §2254, and

it further appearing that in the above-captioned civil action, petitioner
challenges two totally separate convictions in the Court of Common Pleas of Lancaster
County, one imposed in 1978 (for attempted rape, indecent assault and simple assault),
and one imposed in 1985 (for robbery, simple assault, aggravated assault, reckless
endangerment, possession of a prohibited weapon, and burglary), it is hereby

ORDERED that petitioner shall file two new habeas corpus petitions, one
attacking his 1978 conviction and one attacking his 1985 conviction, and it is further

ORDERED that if petitioner does not file new petitions on the current 28
U.S.C. §2254 forms attacking one (or both) of the aforesaid convictions attacked within
thirty days, the attack on that conviction (or those convictions) will be dismissed, and, it is
further

ORDERED that upon receipt of the aforesaid new petition which raises
claims related to his 1978 conviction, the Clerk shall assign that petition to case number
02-cv-3794, and it is further

ORDERED that upon receipt of the aforesaid new petition which raises claims related to his 1985 conviction, the Clerk shall open a new civil action, which he shall assign a new civil action number, and that the aforesaid new habeas corpus action related to his 1985 conviction shall be assigned to this new civil action number and all relevant documents shall be placed in its case file, and that this new civil action shall remain on my calendar, and, it is further

ORDERED that the five dollar fee paid in 02-cv-3794 shall be assigned to that civil action, and, it is further

ORDERED that petitioner's application for leave to proceed in forma pauperis with respect to the new civil action attacking his 1985 conviction is denied, and it is further

ORDERED that petitioner must submit a five dollar filing fee to this court within thirty days, or else this civil action related to his 1985 conviction will be dismissed.

CLARENCE C. NEWCOMER, J.

